

STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF THE DISCIPLINARY	:	
PROCEEDINGS AGAINST	:	FINAL DECISION AND ORDER
	:	
LORI M. DAVIS, L.P.N.,	:	<u>ORDER 0000018</u>
RESPONDENT.	:	

Division of Enforcement Case No. 06 NUR 429

The parties to this action for the purposes of Wis. Stat. § 227.53 are:

Lori M. Davis, L.P.N.
2304 S. 66th Street
West Allis, WI 53219

Division of Enforcement
Department of Regulation and Licensing
1400 East Washington Avenue
P.O. Box 8935
Madison, WI 53708-8935

Wisconsin Pharmacy Examining Board
Department of Regulation and Licensing
1400 East Washington Avenue
P.O. Box 8935
Madison, WI 53708-8935

PROCEDURAL HISTORY

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final decision of this matter, subject to the approval of the Pharmacy Examining Board. The Board has reviewed this Stipulation and considers it acceptable.

Accordingly, the Board in this matter adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Lori M. Davis, L.P.N., Respondent, date of birth May 28, 1959, is licensed by the Wisconsin Board of Nursing as a licensed practical nurse in the state of Wisconsin pursuant to license number 30248-31, which was first granted June 6, 1990, and expired on April 30, 2009.

2. Respondent's address of record with the Department of Regulation and Licensing is 2540 N. 48th Street, Milwaukee, Wisconsin 53210. Respondent's actual address is 2304 S. 66th Street, West Allis, Wisconsin 53219.

3. At the time of the events set out below, Respondent was employed as a licensed practical nurse by Lake Terrace West, a residential care community in Franklin, Wisconsin.

4. During a Department of Health and Family Services (Now Department of Health Services) survey, it was discovered that between April and November, 2006, Respondent: made decisions beyond the scope of her expertise as a licensed practical nurse, failed to implement physician orders in a timely fashion and failed to notify a physician of a change in a resident's condition.

5. Respondent has a medical condition which has rendered her unable to work as a licensed practical nurse. Respondent last worked as a nurse in August of 2008, and does not intend to practice nursing again.

CONCLUSIONS OF LAW

1. The Wisconsin Board of Nursing has jurisdiction over this matter pursuant to Wis. Stat. § 441.07 and has authority to enter into this stipulated resolution of this matter pursuant to Wis. Stat. § 227.44(5).

2. Respondent, by engaging in the conduct set out above, has committed negligence as defined by Wis. Adm. Code § N 7.03(1)(c) and is subject to discipline pursuant to Wis. Stat. § 441.07(1)(c).

3. Respondent, by engaging in the conduct set out above, has committed negligence as defined by Wis. Adm. Code § N 7.03(1)(d) and is subject to discipline pursuant to Wis. Stat. § 441.07(1)(c).

4. Respondent, by engaging in the conduct set out above, has committed unprofessional conduct as defined by Wis. Adm. Code § N 7.04(5) and is subject to discipline pursuant to Wis. Stat. § 441.07(1)(c).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED:

1. The SURRENDER by Lori M. Davis, L.P.N., of her license to practice as a licensed practical nurse in the state of Wisconsin is hereby ACCEPTED, effective immediately.

2. Respondent shall, prior to any application to reestablish licensing, pay to the Department of Regulation and Licensing costs of this proceeding in the amount of \$750.00, pursuant to Wis. Stat. § 440.22(2).

3. Payment shall be mailed or delivered to:

Department Monitor
Department of Regulation and Licensing
Division of Enforcement
1400 East Washington Ave.
P.O. Box 8935
Madison, WI 53708-8935
Fax (608) 266-2264
Telephone (608) 267-3817

4. This Order is effective on the date of its signing.

WISCONSIN BOARD OF NURSING

By: Marilyn Kaufmann
A Member of the Board

1/28/10
Date